

MINNESOTA BOARD OF BARBER EXAMINERS  
MONDAY March 21, 2011

Minutes

The Minnesota Board of Barber Examiners met on March 21, 2011 at 2829 University Avenue South East, Minneapolis, MN 55414; Fourth Floor, Conference Room A. Board Members present: Frank Plant, Doug Klemenhausen and Jon Stone. Absent: Clarence Jones.

1) Call to Order

Chair Frank Plant called the meeting to order at 8:00am followed by a thank you from the Board to former public member Michael Vekich for his service to the Board and an announcement that Clarence Jones has been appointed to that position.

2) Approve Agenda

Motion by member Stone to accept the agenda as presented, second by member Klemenhausen, motion carried unanimously.

3) Approve Minutes

Motion by member Klemenhausen to approve the minutes as presented, second by member Stone, motion carried unanimously.

4) Unfinished Business

A. Diaa I Abbas – Reciprocity Request

Upon review of the items requested for the record from Mr. Abbas at the prior meeting it was moved by member Stone that Mr. Abbas be allowed to sit for the upcoming registered (master) barber examination based upon five or more years of barbering experience, second by member Klemenhausen, motion carried unanimously.

B. Rule Variance Procedures:

At the last Board meeting there was discussion regarding rule variance requests and the procedure in place with the Board.

Upon further research regarding Rule Variances changes to the procedure were found to be necessary. Minnesota Statute Chapter 14 Administrative Procedure specifically 14.055 and 14.056 govern rule variance standards and procedures. Changes to the variance request form have been made to accommodate the necessary changes and the new form and procedure per Minnesota Statutes 14.055 and 14.056 go into effect immediately.

C. Board Bylaws: The Board's updated bylaws were reviewed by the Board. Member Stone moved that the revised Bylaws be accepted as presented, second by member Klemenhausen, motion carried unanimously

D. Financial Transparency:

During public comment during the previous meeting a request was made for more financial transparency from the Board.

There is now a link on the Barber Board website to the Minnesota Management and Budget website. Interested individuals will find information not only about the Barber Board Budget but, the state budgeting process as a whole.

5) Correspondence

- A. Board members present signed a letter thanking former public member Mike Vekich for his service to the Board.

- B. Terrie Mau Moler Barber School extends an invitation to a hair show to be held at the school on April 10, 2011.

Also requesting that students in attendance be allowed to receive class hours. See accompanying letter and flyer.

Upon discussion it was moved by Member Stone to allow student barbers classroom hours for attendance at the hair show provided that the hours are verified by instructor signature, second by member Klemenhausen, motion carried unanimously.

C. Pat Link

A letter submitted to the Board by Pat Link regarding the barber profession, barber shops, cosmetology salons and the confusion for the public with the names of establishments, was read. The letter also questioned how long it has been since her shop was inspected.

Board Chair Plant commented regarding the lack of an inspector between July 2009 and August 2010 as contributing to the long period since inspections have been made. Currently inspections are underway.

6) Rule Variance Requests

- A. T.S. – Requesting refund of late fees paid to reinstate his registered barber license that expired on 12/31/2010 – payment was received on 2/10/2011, T. S. states he mailed payment before 1/1/2011. No canceled check or other documentation of payment on time.

Motion by member Klemenhausen to deny request for refund, fees are set by statute, second by member Stone, motion carried unanimously.

- B. A. H. – Requesting variance from retest MN Rule 2100.3300 related to MN Statute 154.15 subd 2. – Retest for expired license of one year or more. License expired 12/31/2008 – has been out of state.

Motion by member Stone to issue a Temporary Apprentice License under MN Statute 154.11 Subdivision 2, second by member Klemenhausen, motion carried unanimously.

- C. J.B. Requesting variance for 2100.3000 – Applicant who does not reach the minimum passing score on all parts of the exam will have failed the entire examination and thereafter may only retake the entire examination.

Motion by member Klemenhausen to deny variance request, second by member Stone, motion carried unanimously.

- D. A.K. – Requesting variance from retest MN Rule 2100.3300 related to MN Statute 154.15 subd 2. – Retest for expired license of one year or more. License expired 12/31/2009- medical issues

Motion by member Klemenhagen to approve variance request, second by member Stone, motion carried unanimously.

- E. M.C. Requesting to take the Registered (Master) Barber exam to reinstate his license. Formerly licensed as an apprentice, license expired 12/31/2006.

Motion by member Stone to deny variance request, second by member Klemenhagen, motion carried unanimously.

#### 7) Inspector Report

190 plus Barber Shop Inspections have been completed.  
23 Barber Shops and 1 Barber School inspected were found to have violations  
5 of the Barber Shops with violations have yet to remedy the violations cited and the reports will be referred to the complaint committee.

Chair Plant ask the inspector how he has been received by the barbers. Inspector Lawson indicated that mostly he is well received however; barbers do question why he was hired when he is not a barber. Inspector Lawson responds that he is an employee of the Board and not a voting Board member of the board.

Chair Plant responded that the position did not require a barber license when it was posted and therefore a barber license is not required.

The Executive Secretary noted receiving a complementary phone call from a barber regarding inspector Lawson's professional conduct and thorough inspection procedures.

#### 8) Executive Secretary Report

##### Examinations

Board Examinations were held at the Minnesota School of Barbering on February 7, 2011 and an apprentice exam was held at Moose Lake on March 7 using the new written exams.

1. Comparison of examination results:
  - a. Apprentice: 53% of the 15 applicants passed the apprentice test compared to 91% of the 54 applicants over the past three tests using the old form.
  - b. Registered: 37% of the 19 applicants passed compared to 50% of the 56 applicants over the past three tests.

The Current sample is small and results will be monitored over the course of the upcoming examinations and reported to the Board.

##### Legislative Update

##### Proposed Legislative Changes

1. The Executive Secretary met with Representative Gunther and his administrative assistant regarding the legislative changes approved at the last meeting of the Board.
2. Representative Gunther did not have any concerns regarding the proposed changes. His administrative assistant indicated that he would have a bill drafted for the Board.

3. During the discussions the E.S. was asked to consider current policies and procedures and any changes that could/should be made to update them.
4. The E.S. was also asked to consider a decrease in allocation up to 20% and how that might be accomplished.

Formation of an Advisory Committee to explore options for changes to update statute and rule for the future

- (a) One suggestion that has been submitted to the ES and discussed with some barbers is to increase the number of hours of barber education and eliminate the apprentice requirement.
- (b) Use the advisory committee to evaluate current statutes and rules and make SUGGESTIONS. Keeping in mind that the Board's main goal is public safety.

New School Application. There has been an inquiry regarding the development of a new barber school – Application process has been reviewed and an application sent to the inquirer. No documentation has been received.

Online services plan:

April testing of - and May go live

- (a) on line verifications (license look up)
- (b) Addition of Board Events Calader

SWIFT – Minnesota Management and Budget change of coding for transactions. Due to go live July 1

After SWIFT conversion is complete we can plan to get the on-line renewal going.

Keep Temp Customer Service Representative through the end of the fiscal year. Evaluate budget once allocations are set regarding continuation.

- b. Have received complements regarding our customer service and the polite personal service, the fact that phones are answered and questions responded to.

Fiscal Year to Date Revenue and Expenditure reports were provided to the board.

9) Call for Public Comments

- a) William Dietman instructor at the St. Cloud Barber School commented about the formation of an advisory committee and informed the Board that there is a barber school advisory committee that meets annually already in existence. He will make sure the Board receives information regarding upcoming meetings and encouraged the Board to include representation from this group in any committee they form.

10) Meeting Schedule

May 23, 2011  
July 18, 2011  
September 26, 2011  
November 21, 2011

11) Adjournment

Motion by member Stone to adjourn the meeting, second by member Klemenhausen.  
Meeting adjourned at 8:55am